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IN THE UNITED STATES DISTRICT COURT DISTRICT OF UTAH, CENTRAL DIVISION	
UNITED STATES OF AMERICA, Plaintiff, vs. MISIONA PATANE et al., Defendant.	MOTION FOR REVIEW OF MAGISTRATE’S ORDER OF DETENTION Case No. 2:21-cr-00519-HCN

Misiona Patane, pursuant to 18 U.S.C. 3145(b) and Local Rule of Criminal Procedure 57-16, hereby appeals the orders of detention entered by Magistrate Judge Jared C. Bennett on December 22nd and December 29th, 2021, detaining Mr. Patane until his trial.

Pursuant to 18 U.S.C. § 3145(b), “[i]f a person is ordered detained by a magistrate judge...the person may file with the court having original jurisdiction over the offense, a motion or revocation or amendment of the order.” *18 U.S.C. § 3145(b)*. A defendant’s motion for review of a detention order “shall be determined promptly.” *Id.* The standard of review over such detention orders is *de novo*. *See United States v. Kelsey*, 82 Fed. Appx. 652, 653 (10th Cir. 2003) (discussing the district court *de novo* redetermination of the issue of detention after magistrate

judge's denial of defendant's release on bail); *United States v. Gonzales*, 149 F.3d 1192 (Table), 1998 WL 321218, at *1 (10th Cir. 1998) (referring to the district court *de novo* review of a magistrate judge's detention order); DUCrimR 57-16(a)(1).

With this in mind, Mr. Patane requests that this Court set this case for a hearing on his motion.

RESPECTFULLY SUBMITTED on January 10, 2022.

/s/David Lassetter
Attorney for Defendant

/s/Edward Stone
(Signed with Permission by David Lassetter)
Attorney for Defendant